# **California Gambling Control Commission**

2399 GATEWAY OAKS DRIVE, SUITE 220 SACRAMENTO, CA 95833 (916) 263-0700 FAX (916) 263-0499 www.cgcc.ca.gov

#### MINUTES OF JULY 14, 2011 COMMISSION MEETING

#### **OPEN SESSION**

1. Call to Order and Pledge of Allegiance.

Chairperson Stephanie Shimazu called the meeting to order at 10:01 a.m., and asked everyone to stand for the Pledge of Allegiance.

2. Roll Call of Commissioners.

Roll Call of Commissioners was taken, with Chairperson Stephanie Shimazu and Commissioners Tiffany Conklin and Lauren Hammond present.

3. <u>Approval of Commission Meeting Minutes for</u>: June 16, 2011

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the meeting minutes for June 16, 2011.

4. <u>Applications for Approval of Renewal of State Gambling License (Pursuant to Business and Professions Code section 19876):</u>

A. Bay 101: Sutter's Place, Inc.

Timothy Bumb, President, Shareholder Brian Bumb, Secretary, Shareholder George Bumb, Jr., CFO, Shareholder Estate of Marko Trapani, Sr., Shareholder

Marlene Trapani, Executrix and Special Administrator

Ronald Werner, Vice President, Shareholder

B. Golden State Casino: Keith Hoang, Sole Proprietor

C. Mortimer's Card Room: Mortimer's, Inc.

Mark Williamson, CEO, Shareholder Pamela Neu, Vice President, Shareholder Willis Hanna, Treasurer, Shareholder

Marylee Sakas, Shareholder Christopher Reulman, Secretary

Licensing Manager Marianne Estes indicated that staff recommended the Commission approve the renewal applications for items 4A through 4C for the licensure period of August 1, 2011 through July 31, 2013, including a revised condition for Mortimer's Card Room as follows:

Beginning August 1, 2011, and continuing thereafter, the designated agent of Mortimer's, Inc. shall provide the Commission with a written report on the progress of the settlement of the Edward L. Williamson Estate every 60 days, and notwithstanding the above, the designated agent shall provide the Commission with a written Notice of all Probate Court actions or orders relating to the estate within 10 days of the receipt of the notice of such action or order.

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

 Applications for Approval of Initial Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854): John Deng

Licensing Manager Marianne Estes indicated that the Bureau of Gambling Control recommended that the Commission approve the initial application. Staff has reviewed the Bureau's report, concurred with their recommendation, and recommended approval for the licensure period of July 14, 2011 through July 31, 2012.

Commissioner Hammond indicated that the Commission does not currently have a policy on key employees gambling; however, the Commission might in the future, consider creating a policy if it the key employee is choosing to gamble illegally.

Mr. John Deng addressed the Commissioners indicating that he was unaware that online poker was illegal and since he has learned that is not legal, he has closed his account and stopped all participation in online gambling.

Upon motion of Chairperson Shimazu, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

- 6. Requests for Approval to Withdraw Application for Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19869):
  - A. Dan Lim
  - B. Corinne Mathias

Licensing Manager Marianne Estes indicated that staff recommended the Commission approve the requests to withdraw without prejudice in items 6A and 6B.

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

7. Applications for Approval of Conversion of Third-Party Providers of Proposition Player Services /Gambling Business Supervisor/Player Registration to License (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, sections 12218 and 12233):

A. Banc, LLC:

Players: Edwin Chen Glen Eams Gary House

Vi La Ying Lin Nautica Ma

Angela Zambrano-Estrello

B. PT Gaming, LLC:

Player: Steven Pen

Licensing Manager Marianne Estes indicated that the Bureau of Gambling Control recommended the Commission approve the conversion applications in items 7A and 7B. Staff has reviewed the Bureau's reports, concurred with their recommendations; and, recommended approval through July 31, 2013.

Upon motion of Chairperson Shimazu, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

- 8. Requests for Approval to Withdraw Application to Convert Third Party Proposition Supervisor Registration to a License (Pursuant to Business and Professions Code section 19984 and CCR, Title 4, section 12218.5):
  - A. Acme Player Services, LLC:

Supervisors: Chris Hong Bao Pham Nathan Speidel

B. Certified Network M, Inc.:

Supervisor: Romero Abad

C. Double BANC, LLC:

Supervisors: Darren Lancaster Brian Phillips

Licensing Manager Marianne Estes indicated that staff recommended the Commission approve the requests to withdraw without prejudice in items 8A through 8C.

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

9. Adoption of Resolutions Concerning Delegation of Authority in Rulemaking (Government Code sections 11343(f), 11346.1(h), and 11347):

Licensing Manager Marianne Estes indicated that staff recommended the Commission approve the delegation of authority in rulemaking.

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

10. Consideration of Amended Uniform Tribal Gaming Regulation CGCC-8 - (Tribal-State Gaming Compact Section 8.4.1 (b) & (c)):

Consideration of adoption as a proposed regulation and submission to the Tribal-State Association, an amended Uniform Tribal Gaming Regulation CGCC-8 supported by a majority of the delegates to the Tribal-State Association at its meeting of June 28, 2011.

Chief Counsel Joe Dhillon indicated that this item presents for Commission consideration a proposed amendment to CGCC 8, a tribal regulation which establishes procedures to ensure that compact compliant minimum internal control standards are in place and being enforced. The current regulation provides a process by which Commission staff can travel to a tribal casino to perform a compact compliance inspection, and also sets up an option to allow Commission staff to perform this function by reviewing the reports and work product of the NIGC under certain circumstances.

Mr. Dhillon further indicated that in a somewhat similar fashion, this amendment would afford Tribe's another option—of allowing the Tribal Gaming Agency to provide Commission staff with internal controls audits and other information prepared by a California approved CPA so initial Commission compact compliance reviews do not need to be performed at the Tribal casino. Legal and compliance staff has worked with the Bureau and tribal regulators to identify and resolve issues related to previous drafts of this amendment.

Mr. Dhillon stated that the specific action the Commission may take is to adopt the amended regulation as a proposed regulation under the Compact and forward it to the Association of Tribal State Regulators for consideration over the course of two meetings. If approved by the TSA, it would come back to the Commission. At that time, the Commission would forward the proposed regulation to the Tribal Governments for 30 days of comment and then consider final adoption as an amended regulation.

Upon motion of Commissioner Conklin, seconded by Commissioner Hammond and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the adoption of the amended regulation as a proposed regulation under the Compact.

#### **CONSENT CALENDAR ITEMS:**

- 11. <u>Applications for Approval of Renewal Key Employee Portable Personal License (Pursuant to Business and Professions Code section 19854):</u>
  - A. Tom Bowling
  - B. Diane Gomez
  - C. Joseph Padilla
  - D. Scott Vanderwilt
- 12. <u>Applications for Approval of Initial Work Permit (Pursuant to Business and Professions Code section 19912):</u>

A. Kelly's: Michael Than

B. The 101 Casino: John Litton Noel Rafalo

- 13. <u>Applications for Approval of Renewal Work Permit (Pursuant to Business and Professions Code section 19912):</u>
  - A. Central Coast Casino (GB): Aniciello Canlas

B. The 101 Casino: Osvaldo Gaspar Mendez Carreno

- Applications for Approval of Renewal of Third Party Providers of Proposition Player Services/Gambling Business Supervisor/Player License (Pursuant to California CCR,
  - Title 4, sections 12218.8 and 12238).
  - A. California Gaming Consultants:

Supervisor: Evan Ikemire

B. Chips Gaming Services, Inc.:

Player: Monireth That

c. Gaming Fund Group, Inc.:

Miguel Aguilar Guan Bai Erlinda Brachelli Players: Nghia Chu Va Chip Socheath Chuon Jose Delgado Zhen Deng Robertson Dietzel Dominic Enea Xiangchun Fu Hua Fang Gao Kevin Gibson Guo An Hu Howard Huynh

Julius Klatt Rhoda Marie La Shuk Lau

Diem Le Minzhi Leung Yuk Keung Leung

Jian Ying Lin Maurice Mejia Beng Mok
Nathan Nelson Kwok Ng Chenda Ny
Peter Peng Alan Penn Phoumarin Phan
Rimsky Ramos, Jr. Gerardo Revuelta Francisco Sanchez

Robert Schmidt Jason Stokke Wen Tao Su

D. PT Gaming, LLC:

Supervisor: Arnel Aurelio Tony Tran Peter Valdez

Players: Andrew Wheeler Keisha Wilson

- 15. <u>Applications for Approval of Initial Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):</u>
  - A. Agua Caliente Casino Resort Spa Agua Caliente Band of Cahuilla Indians:

Yovana Arredondo

B. Augustine Casino - Augustine Band of Cahuilla Mission Indians:

Elizabeth Flores

C. Barona Resort and Casino - Barona Band of Mission Indians:

William Allen Craig Kolk Trisha Miller

Pearl Mugisha Gujuan Smith

D. Bear River Casino - Bear River Band of the Rohnerville Rancheria:

Michelle Brady

E. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:

Kimberly Iveson Terry Mehl

F. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:

Brian Banducci Danniel Bowers Debbie Butler

G. Casino Pauma – Pauma Band of Luiseno Mission Indians of the Pauma and Yuima Reservation:

Michael Jochim

H. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:

Anh Nguyen

I. Colusa Casino Resort – Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:

Wendy Wright

- J. Eagle Mountain Casino Tule River Indian Tribe of the Tule River Reservation: Samuel Winters
- K. Fantasy Springs Resort Casino Cabazon Band of Mission Indians: Myklen Cotton
- L. Harrah's Rincon Casino & Resort Rincon Band of Luiseno Indians:
  Adrianne Stevenson
- M. Jackson Rancheria Casino & Hotel Jackson Rancheria Band of Miwuk Indians: Nadine Clark
- N. Morongo Casino Resort & Spa Morongo Band of Cahuilla Indians of the Morongo Reservation:

Amin Ashraf

O. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:

Silvestre Flores Cody Santana

P. Quechan Casino Resort - Quechan Tribe of the Fort Yuma Indian Reservation:

Clivia Miller

Q. Red Hawk Casino – Shingle Springs Band of Miwok Indians:

Melissa Duong Kelleen Knoll Kayla Larose Susan Lee Galang Nguyen Simon Padaca Thary Ty

inary iy

R. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:

Omar Niguidula Sean Rhodes

S. Robinson Rancheria Resort & Casino – Robinson Rancheria of Pomo Indians: Darlene Crabtree

 T. Sherwood Valley Rancheria Casino – Sherwood Valley Rancheria of Pomo Indians of

California

Joyce Crader Bambi Eubanks

U. Soboba Casino - Soboba Band of Luiseno Indians:

Mary Ann Spangler

V. Spotlight 29 Casino - Twenty-Nine Palms Band of Mission Indians:

Virgilio Lapena

W. Sycuan Casino & Resort- Sycuan Band of the Kumeyaay Nation:

Louella Kesling Edward Perle

X. Table Mountain Casino - Table Mountain Rancheria:

Rebecca Thompson

Y. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

Yeng Conner Albert Davis Cheril Ray

Z. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:

Julie Bradbury Durand Dresslar Steven Johnson

AA. Twin Pine Casino & Hotel – Middletown Rancheria Band of Pomo Indians: Kristen Trejo

BB. Valley View Casino & Hotel – San Pasqual Band of Diegueno Mission Indians: Aracely Montiel

# 16. <u>Applications for Approval of Renewal Tribal-State Compact Key Employee Findings of Suitability (Pursuant to the Tribal-State Gaming Compact, section 6.4.4):</u>

A. Agua Caliente Casino Resort Spa – Agua Caliente Band of Cahuilla Indians:

Jaime BarrigaMarilou CarinoFrank CharollaRobin CorriganCarla CoyneMichael DicksonLillian GarciaCordis GilliamRobert McCabeJean MussonThai PhanPercival Veloro

B. Bear River Casino - Bear River Band of the Rohnerville Rancheria:

Kristopher Craig Morey

Mendenhall

C. Black Oak Casino – Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria:

Janice Anderson Sonia Archer-Johnson Susan Cummins

Christopher Felipe Pena Tina Rust

Lamberton

D. Blue Lake Casino and Hotel - Blue Lake Rancheria:

Cacy Parker

E. Cache Creek Casino Resort – Yocha Dehe Wintun Nation:

James Alexander Bixin Cao Scottie Chao

Constantinos Hatzopoulos John Reno

F. Chukchansi Gold Resort and Casino – Picayune Rancheria of the Chukchansi Indians:

Marcku Domingo Pang Lee Matthew Petrie

Vanhnaly Phommahasay Fue Vang

G. Chumash Casino Resort – Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation:

Randy Delapena Nancy Garcellano Janet Johnson Rosa Prendergast Jesse Quinionez **Dominic Sanders** 

H. Colusa Casino Resort - Cachil Dehe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria:

Cathleen Wells

I. Coyote Valley Casino - Coyote Valley Band of Pomo Indians:

Timothy Elmore Luis Barajas Tremayne Henson

Johnathan Kirkwood Jimmy Vaca

- J. Fantasy Springs Resort Casino Cabazon Band of Mission Indians: Phillip Minotti
- K. Harrah's Rincon Casino & Resort Rincon Band of Luiseno Indians:

Monica Delima David Ertley Tracy Freeman Jingming Gao Peggy Keers Xinghua Luo Somphone Phiakeo Daniel Post **Beverly Rivas** 

John Shu

L. Jackson Rancheria Casino & Hotel – Jackson Rancheria Band of Miwuk Indians:

Derek Hall Joyce Smith **Timothy Walker** 

Elizabeth Woods

M. Konocti Vista Casino – Big Valley Band of Pomo Indians of the Big Valley Rancheria:

Octavio Calvillo, Jr.

N. Morongo Casino Resort & Spa – Morongo Band of Cahuilla Indians of the Morongo Reservation:

Robert Armstrona Thanhliem Chau Wendell Cheshior David Nickolaus Alexander Padick Christina Varney

O. Pala Casino Spa Resort – Pala Band of Mission Indians:

Cecil Cardwell Jacob Mireles **David Newman** 

John Zastrow

P. Pechanga Resort & Casino – Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation:

Susan Boswell Susana Briones Robert Bunch Eusebio Ganal Raymond Miranda Kimberly Jess

Corazon Salmorin Anthony Sauve

Q. River Rock Casino – Dry Creek Rancheria Band of Pomo Indians:

Miguel Gonzalez Joseph Duncan Eric Lawson

Antonio Torrente Jason Martinez

R. San Manuel Indian Bingo and Casino - San Manuel Band of Serrano Mission Indians of the San Manuel Reservation:

Ashenafi Alemu Daemonne Davis Larry Field Daniel Im Janice Mayorga Matthew Mullen Leah Roz-Wilson Russell Newcomer Keam Seang Ruel Soliva Christopher Slaven Michael Shaw

S. Soboba Casino - Soboba Band of Luiseno Indians:

Elena Carriere

T. Sycuan Casino & Resort- Sycuan Band of the Kumeyaay Nation:

Paul Barry Ferdinand DeSilva Jian Gu

Martha Jayo Travis Ly Peter Maxwell Erika Mincey Michael Murray Mizahul Palacios

Eden Partido George Yelda

U. Tachi Palace Hotel and Casino – Santa Rosa Indian Community of the Santa Rosa Rancheria:

Leeandra Dupree David Hunt, II Maria Schultz

V. Thunder Valley Casino Resort - United Auburn Indian Community of the Auburn Rancheria:

Jonathan Baetz Teddy Kernan Tim Luong Hai Ly Anthony Pham David Tang

W. Viejas Casino - Viejas Band of Kumeyaay Indians:

Joseph Apparito Luis Carbajal Lori Johnson Janis Neal Kristen Ojetti Savry Or Maniphone Michael Ross Robert Wood

Phengmixay Keith Wright

Licensing Manager Marianne Estes indicated that staff recommended the Commission approve the Consent Calendar items 11 through 16.

Upon motion of Commissioner Hammond, seconded by Commissioner Conklin and unanimously carried in a vote by roll call with Chairperson Shimazu and Commissioners Conklin and Hammond voting yes, the Commission approved the staff recommendation.

# **PUBLIC COMMENT**

There was no public comment received at this time.

# **CLOSED SESSION:**

Chairperson Shimazu recessed the Commissioners to closed session at 10:10 a.m.

The Commissioners returned to open session at 10:30 a.m. and Chairperson Shimazu indicated that the Commissioners discussed on-going litigation and that no action was taken at this time.

#### **ADJOURNMENT**

Chairperson Shimazu adjourned the meeting at 10:31 a.m.